

Docket No. CDS-0215

# UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Randy Bower et al.

Serial No.: 09/482,599

Art Unit: 1744

Filed

: January 13, 2000

Examiner: Roscoe Brown

For

: FAILURE DETECTION IN AUTOMATED CLINICAL ANALYZERS

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Box Missing Parts, Assistant Commissioner for Patents, Washington, DC 20231 on

March 23, 2000

(Date of Deposit)

Todd. F. Volyn

(Name of applicant, assignee, or Registered Representative)

(Signature)

March 23, 2000

(Date of Signature)

BOX MISSING PARTS Assistant Commissioner for Patents Washington, D.C. 20231

# SUBMISSION OF COMBINED DECLARATION AND POWER OF ATTORNEY

Dear Sir:

Pursuant to Rule 53(f) and Rule 54, please find enclosed Combined Declarations and Powers of Attorney for the application of Randy Bower et al. entitled FAILURE DETECTION IN AUTOMATED CLINICAL ANALYZERS Attorney Docket No. CDS-0215, to complete, pursuant to Rule 51, this application filed on January 13, 2000 by Express Mail pursuant to Rule 10. As required, a copy of the Notice to File Missing Parts of Application is also attached.

DOCKET NO. CDS-0215 SERIAL NO. 09/482,599

Please charge Johnson & Johnson Deposit Account No. 10-0750/CDS-0215/TFV in the amounts of \$130.00 for submission of the Declaration pursuant to Section 1.16(e). The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Account No. 10-0750/CDS-0215/TFV. This sheet is submitted in triplicate.

Respectfully submitted,

Todd F. Volyn

Reg. No. 37,463

Attorney for Applicant(s)

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-6202 March 23, 2000



#### DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled FAILURE DETECTION IN AUTOMATED CLINICAL ANALYZERS, the specification of which

(check one)	$\square$ is attached hereto.
	$\boxtimes$ was filed on <u>January 13, 2000</u> as
	Application Serial No. 09/482,599
	and was amended on (if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, \$119 (a)-(d) or \$365(b) of any foreign application(s) for patent or inventor's certificate, or \$365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

## Prior Foreign Application(s):

below:

Country	Application Number	Date of Filing	Priority Under 35 U	
			☐ YES	П ио
			☐ YES	□ NO
			☐ YES	□ NO

(Application Number) (Filing Date)

(Application Number) (Filing Date)

I hereby claim the benefit under Title 35, United States Code, \$120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, \$112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, \$1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Serial No. Filing Date Status

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I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith as well as to file equivalent patent applications in countries foreign to the United States including the filing of international patent applications in accordance with the Patent Cooperation Treaty: Audley A. Ciamporcero, Jr. (Reg. #26,051), Steven P. Berman (Reg. #24,772), Andrea L. Colby (Reg. #30,194), Michael Stark

(Reg. #32,495), and Todd F. Volyn (Reg. #37,463) One Johnson & Johnson Plaza, New Brunswick, NJ 08933.

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Inventor's Signature:	
Full Name of Sole	Randy Kristopher Bower
or First Inventor	
	Date:
Citizenship: USA	
Residence: 298 Fishers Road	
Post Office Address: Pittsford, NY	14534
	:
	· ,
Inventor's Signature:	
Full Name of Second Joint	Stuart Gilmour MacDonald
Inventor, If Any	beddie Gilmodi nacbonara
inventor, if Any	Date:
Citizenship: USA	Date.
Residence: 4663 East Lake Road	
	NV 1/520
Post Office Address: Pultneyville,	N1 14556
Inventor's Signature:	
Full Name of Third Joint	James David Shaw
Inventor, If Any	
•	Date:
Citizenship: USA	

Residence: 58 Hogan Point Road

Post Office Address: Hilton, NY 14468

(Supply similar information and signature for fourth and subsequent joint inventors.)

Inventor's Signature:	
Full Name of Fourth Joint Inventor, If Any	Mark Alan Simon
· • • • • • • • • • • • • • • • • • • •	Date:
Citizenship: USA Residence: 18 Latium Drive Post Office Address: Pittsford, NY	14534-1650
1050 Office Marcos. Treesford, Nr.	
Inventor's Signature:	
Full Name of Fifth Joint Inventor, If Any	Michael Avdenko
1	Date:
Citizenship: USA	<del>-</del>
Residence: 42 Yorktown Drive Post Office Address: Rochester, NY	14616
Inventor's Signature:	
Full Name of Sixth Joint Inventor, If Any	Joseph John Dambra
	Date:
Citizenship: USA	
Residence: 23 White Fawn Run	
Post Office Address: Rochester, NY	14624
	•
Inventor's Signature:	
Full Name of Seventh Joint	David Donald Hyde
Inventor, If Any	Date:
Citizenship: USA	
Residence: 2597 Putnam Road	•
Post Office Address: Ontario, NY 1	4519

Inventor's Signature:		
Full Name of Eighth Joint	Merrit Nyles Jacobs	
Inventor, If Any		
	Date:	
Citizenship: USA	<del>,                                    </del>	
Residence: 3 Foxboro Terrace		
Post Office Address: Fairport, N	Y 14450	
Inventor's Signature:		
Full Name of Ninth Joint	James Daniel Riall	
Inventor, If Any		
	Date:	
Citizenship: USA		
Residence: 7118 Highlands Farm	n Trail	

Post Office Address: Roanoke, VA 24018



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			☐ YES	□ NO
			☐ YES	□ ио

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Inventor's Signature:	
Full Name of Sole	Randy Kristopher Bower
or First Inventor	
	Date:
Citizenship: USA	
Residence: 298 Fishers Road	1.504
Post Office Address: Pittsford, NY	14534
Inventor's Signature:	
Full Name of Second Joint	Stuart Gilmour MacDonald
Inventor, If Any	
	Date:
Citizenship: USA	
Residence: 4663 East Lake Road	
Post Office Address: Pultneyville,	NY 14538
Inventor's Signature:	James Daged Sman
Full Name of Third Joint	James David Shaw
Inventor, If Any	111 /20 110
	Date: 14 / C13 00

Citizenship: USA

Residence: 58 Hogan Point Road
Post Office Address: Hilton, NY 14468

(Supply similar information and signature for fourth and subsequent joint inventors.)

Inventor's Signature:	
Full Name of Fourth Joint	Mark Alan Simon
Inventor, If Any	
	Date:
Citizenship: USA	
Residence: 18 Latium Drive	
Post Office Address: Pittsford, NY	14534-1650
	·
Inventor's Signature:	
Full Name of Fifth Joint	Michael Avdenko
Inventor, If Any	
	Date:
Citizenship: USA	
Residence: 42 Yorktown Drive	
Post Office Address: Rochester, NY	14616
	Varanto Vata Demora
Inventor's Signature:	The force to the
Full Name of Sixth Joint	Joseph John Dambra
Inventor, If Any	2/14/00
	Date: 0//9/00
O'hihi HOD	
Citizenship: USA Residence: 23 White Fawn Run	
Post Office Address: Rochester, NY	14624
Post Office Address: Rochester, Ni	14024
	,
Inventor's Signature:	
Full Name of Seventh Joint	David Donald Hyde
Inventor, If Any	
	Date:
Citizenship: USA	
Residence: 2597 Putnam Road	
Post Office Address: Ontario, NY 1	4519

Inventor's Signature:

Full Name of Eighth Joint

Inventor, If Any

Merrit Nyles Jacobs

James Daniel Riall

Date:

Date:

Citizenship: USA

Residence: 3 F

3 Foxboro Terrace

Post Office Address: Fairport, NY 14450

Inventor's Signature: Full Name of Ninth Joint

Inventor, If Any

Citizenship: USA

Residence: 7118 Highlands Farm Trail
Post Office Address: Roanoke, VA 24018

- 5 -



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			☐ YES ☐	NO
			☐ YES ☐	NO
		·	☐ YES ☐	NO

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Inventor's Signature:	RJK.D.
Full Name of Sole or First Inventor	Randy Kristopher Bower
Citizenship: USA	Date: Feb. 14, 2000
Residence: 298 Fishers Road Post Office Address: Pittsford, NY	14534
Inventor's Signature:	
Full Name of Second Joint	Stuart Gilmour MacDonald
Inventor, If Any	
	Date:
Citizenship: USA	
Residence: 4663 East Lake Road	
Post Office Address: Pultneyville,	NY 14538
Inventor's Signature:	
Full Name of Third Joint	James David Shaw
Inventor, If Any	
	Date:

Citizenship: USA

Residence: 58 Hogan Point Road Post Office Address: Hilton, NY 14468

(Supply similar information and signature for fourth and subsequent joint inventors.)

Inventor's Signature:	Mach ala Simi
Full Name of Fourth Joint	Mark Alan Simon  Date: 10 Full 1000
Inventor, If Any	
	Date: 10 Kulling 7000
Citizenship: USA	
Residence: 18 Latium Drive	1
Post Office Address: Pittsford, N	7 14534-1650
rost Office Address. Fittsford, Wi	14554 1050
•	
Tunantania Cimptuna	
Inventor's Signature:	
Full Name of Fifth Joint	Michael Avdenko
Inventor, If Any	
	Date:
Citizenship: USA	
Residence: 42 Yorktown Drive	
Post Office Address: Rochester, N	7 14616
Inventor's Signature:	
Full Name of Sixth Joint	Joseph John Dambra
Inventor, If Any	oosop oo samsia
invencer, if any	Date:
	Date.
Citizenship: USA	
Residence: 23 White Fawn Run	
	7 1 4 6 0 4
Post Office Address: Rochester, NY	( 14624
•	
· ·	
	·
Inventor's Signature:	
Full Name of Seventh Joint	David Donald Hyde
Inventor, If Any	
	Date:
Citizenship: USA	
Residence: 2597 Putnam Road	•
Nesidence. 2007 Incham Noud	14510

Inventor's Signature:					
Full Name of Eighth Joint Inventor, If Any	Merrit	Nyles	Jacobs	3	
inventor, ir mry	D - 4				
	Date:				
Citizenship: USA				-	
Residence: 3 Foxboro Terrace				_	
Post Office Address: Fairport, NY	14450				·
Inventor's Signature:					
Full Name of Ninth Joint	James	Daniel	Riall		
Inventor, If Any			•		
	Date:				
Citizenship: USA					
Residence: 7118 Highlands Farm T	rail				
Post Office Address: Roanoke, VA 24				:	



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			YES NO
			YES NO
-		under Title 35, Un tes provisional appl	•
(Applicatio	n Number)	(Filir	ng Date)
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\$120 of an insofar as application application Title 35, disclose markets	ny United State the subject ma is not discipling in the manner United States Contact attential informations, \$1.56	under Title 35, Unes application(s) 1 tter of each of the losed in the prior provided by the fode, \$112, I acknowion as defined in (a) which occurred be ication and the	isted below and, ne claims of this or United States irst paragraph of ledge the duty to Title 37, Code of petween the filing

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Inventor's Signature:	· · · · · · · · · · · · · · · · · · ·
Full Name of Sole or First Inventor	Randy Kristopher Bower
	Date:
Citizenship: USA	
Residence: 298 Fishers Road	
Post Office Address: Pittsford, NY	14534
Inventor's Signature:	
Full Name of Second Joint Inventor, If Any	Stuart Gilmour MacDonald
· -	Date:
Citizenship: USA	
Residence: 4663 East Lake Road	
Post Office Address: Pultneyville,	NY 14538
	·
Inventor's Signature:	James David Som
Full Name of Third Joint	James David Shaw
Inventor, If Any	
	Date: 20MAR 00

Citizenship: USA

Residence: 58 Hogan Point Road Post Office Address: Hilton, NY 14468

(Supply similar information and signature for fourth and subsequent joint inventors.)

Inventor's Sig	gnature:		
Full Name of I	Fourth Joint		Mark Alan Simon
	1		Date:
Citizenship:	USA		
_	18 Latium Drive		
	ddress: Pittsford,	NY	14534-1650
			·
T			0 0 0 0
Inventor's Signal Full Name of			Michael Anderko
Inventor, If			MICHAEL AVGENKO
inventor, ir	Ally		Michael Avdenko  Date: 11 February 2000
Citizenship:	USA		Bacc.
	42 Yorktown Drive		
	ddress: Rochester,	NY	14616
	•		
	•		
Inventor's Sic			
Full Name of			Joseph John Dambra
Inventor, If	Any		<b>D</b> . 1
			Date:
Citizenship:	IISA		
	23 White Fawn Run		
	ddress: Rochester,	NY	14624
	•		
	·		•
Inventor's Si			
Full Name of			David Donald Hyde
Inventor, If	Any		Daha
	rion.		Date:
Citizenship:			·
Residence:	2597 Putnam Road		

Post Office Address: Ontario, NY 14519

Inventor's Signature:	
Full Name of Eighth Joint Inventor, If Any	Merrit Nyles Jacobs
<u>-</u>	Date:
Citizenship: USA	
Residence: 3 Foxboro Terrace	
Post Office Address: Fairport,	NY 14450
Inventor's Signature:	
Full Name of Ninth Joint	James Daniel Riall
Inventor, If Any	
· •	Date:
Citizenship: USA	
Residence: 7118 Highlands Fa	rm Trail
Post Office Address: Roanoke,	VA 24018



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9
Randy Kristopher Bower
Date:
4
14534
5 .6
Fruit (7-1 mm M-1)
Stuart Gilmour MacDonald
Date: II Fel 60
NY 14538
James David Shaw
Date:

58 Hogan Point Road

Post Office Address: Hilton, NY 14468

Residence:

(Supply similar information and signature for fourth and subsequent joint inventors.)

<pre>Inventor's Signature: Full Name of Fourth Joint    Inventor, If Any</pre>	Mark Alan Simon
•	Date:
Citizenship: USA Residence: 18 Latium Drive	
Post Office Address: Pittsford,	NY 14534-1650
	· ·
T	
Inventor's Signature: Full Name of Fifth Joint	Michael Avdenko
Inventor, If Any	MICHAEL AVGENKO
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